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PART - IIA GOVERNMENT OF MEGHALAYA ORDERS BY THE GOVERNOR

NOTIFICATIONS

The 27th July, 2010.

OFFICE MEMORANDUM

Subject :- TINDAL AND KHALASI EMPLOYEES - REGULARISATION THEREOF

No.RDG.3/96/169.—Government have for sometime been considering the desirability of conferring benefits on the existing Tindals and Khalasis who are working in the Meghalaya Survey Office under the Revenue and Disaster Management Department of the State Government. At present such Govt. employees are getting only Salary and no other benefits. Therefore, after due consideration it has been decided that the Tindal and Khalasi Employees Scheme, 2008 which will confer certain benefits on this category of Govt. employees according to provisions thereof be adapted with immediate effect.

THE MEGHALAYA REGULAR TINDAL AND KHALASI EMPLOYEES SCHEME, 2008

1. Name, Commencement and application.—The scheme shall be called the Meghalaya Regular Tindal and Khalasi employees Scheme, 2008. It shall come into force on the date of its publication in the Official Gazette. It shall apply to the existing Tindals and Khalasis employees employed in the Meghalaya Survey Office of the Government of Meghalaya.

2. Explanation.—For the purpose of the Scheme :-

(a) "Tindal/Khalasi employee" means a person who by any nomenclature called is employed for doing work on a seasonal basis.

(b) "Regular Tindal/Khalasi employee" in short means a person conferred such a status as provided in paragraph 3 of this scheme.

3. Contentment of the Status of a Regular Tindal/Khalasi employee -

(1) A Tindal/Khalasi employee who has, immediately before the date of coming into force of this Scheme may be conferred with a status of a Regular Tindal/Khalasi employee from such date, not being a date earlier than the date this Scheme came into force, as the appointing authority may by order specify.

(2) Conferment of a Regular Tindal/Khalasi employee status on any Tindal/Khalasi employee shall be made on the basis of records available in the Office of the appointing authority and, whenever necessary, further documentation for the purpose of verification of age, initial employment and other particulars may be called for from the Tindal/Khalasi employee concerned. Conferment of the status shall be without reference to availability of creation of post and a Regular Tindal/Khalasi employee will continue to perform duties of a Casual Worker anywhere within the jurisdiction of the appointing authority. A Regular Tindal/Khalasi employee shall be paid the Salary as may be fixed by the State Government existing from time to time.

(3) Only an existing Tindal/Khalasi employee who had rendered continuous service of 10(ten) years or more shall be conferred with the status of a Regular Tindal/Khalasi employee and no substitute shall be appointed in his place. Any appointment to the contrary will be viewed seriously and the authority making such appointment shall be held personally responsible for violation of the provisions of this Scheme.

(4) Subsequent appointment of the Khalasis shall not be treated under Regular Tindal and Khalasi Employees Scheme. The Appointing authority may appoint with the approval of Administrative Department (Revenue & Disaster Management Department) for a specific period, that is, during the field Season only subject to the exigencies of Survey works.

4. Leave and other benefits -

(1) A Regular Tindal/Khalasi employee shall be entitled to earned leave on pro rate basis at the rate of one day for every fifteen days spent on work and such leave may accumulate upto a maximum of one hundred and twenty days only. A Regular Tindal/Khalasi employee may avail earned leave with prior sanction of the appointing authority and shall be paid full Salary for the period of leave so availed of.

(2) A Regular Tindal/Khalasi employee shall also be entitled to leave of absence to a maximum of fifteen days in a year with prior permission from the appointing authority/Camp-in-Charge (when in field). Such leave shall not be entitled more than three days in a month.

(3) A lady Regular Tindal/Khalasi employee shall be entitled to maternity leave as in the case of Group D employees of the State Government.

(4) A Regular Tindal/Khalasi employee shall be entitled for earned leave only during the period from 15th June to 31st October of the Calendar year.

(5) The Regular Tindal/Khalasi employee will be entitled to festival advance, children education advance and pensionary benefits as in the case of Group D employees of the State Government.

(6) Compassionate appointment shall not apply to the Regular Tindal/Khalasi employee.

(7) The Khalasis who are appointed after the date of publication of the Scheme shall not be entitled to any leave during the period as specified in the appointment order. Leave on Medical Certificate shall never be regarded as granted in the interest of Government.

(8) The Leave Rule of Survey Department as envisaged in S.R. 113 of the Meghalaya Fundamental Rules and Subsidiary Rules, 1984 shall cease to be in force after the publication of this Office Memorandum.

5. Appointment of Tindal and Khalasi -

(1) When vacancies in Posts of Tindal arise, it shall, subject to rules, orders and instructions as State Government may from time to time issue, be filled up from amongst the Regular Khalasi employees possessing the required qualifications and field experience.

(2) When a Regular Khalasi employee is promoted to the post of Tindal, the service rendered as a Regular Khalasi employee will be treated as a Regular Tindal/Khalasi employee for the purpose of retirement benefits. Further, the earned leave referred to in paragraph 4 (1) of this Scheme which may be remaining at his credit on the date of such appointment will be carried over and added to the leave he may subsequently earn in the Tindal post.

(3) Subsequent recruitment of the Khalasis shall have to be advertised in local newspapers and shall be subject to the approval of the Revenue & Disaster Management Department as specified in paragraph 3 (4) of this Scheme. The appointment shall be made according to the Government policy with regard to the Reservation of vacancies.

(4) The Khalasis who have been subsequently appointed for a particular field season shall not be paid any salary when their services are not required beyond the period as specified in the appointment order. However, they shall be first informed to join for duties when recruitment is required to be made in the subsequent field seasons.

6. Cessation and Dispensation of services -

(1) A Regular Tindal/Khalasi employee shall cease to be employed on his attaining the age of 58 (fifty eight) years.

(2) The services of a Regular Tindal/Khalasi employee may be dispensed with by the appointing authority by giving a one month advance notice stating therein the reasons thereof.

7. Power of interpretation to relax the rules -

If any question arises relating to the interpretation to relax the rules, the decision of the Government in the Revenue & Disaster Management Department with the approval of Personnel & Administrative Reforms Department shall be final.

This supersedes this Department's O.M. No.RDG.3/96/152, dated 4th September, 2009.

L. KHARKONGOR,
Secretary to the Govt. of Meghalaya,
Revenue and Disaster Management Department.

The 6th August, 2010.

No.PE.16/Pt.I/18.—In pursuance of Rule 5(21) of the Meghalaya State Guests' Rules, 1991, the Governor of Meghalaya is pleased to declare the following Hon'ble Ministers of North Eastern Region as "State Guests" for all purposes, during their stay in Shillong for attending the 9th TCC & 9th NERPC Meetings hosted by the Meghalaya Energy Corporation Limited (MeECL) Shillong on the 11th & 12th August, 2010, at Pinewood Hotel, Shillong.

1. Shri Lal Thanhawala, Chief Minister, Incharge Power, Government of Mizoram.
2. Shri Pradyut Bordoloi, Minister Power, Government of Assam.
3. Shri Jarbom Gamlin, Minister Power, Government of Arunachal Pradesh.
4. Shri P. Tonsing, Minister Power, Government of Manipur.
5. Shri D. Y. Sema, Hon'ble Minister Power, Government of Nagaland.
6. Shri Manik Dey, Hon'ble Minister Power, Government of Tripura.
7. Shri S. G. Lepcha, Minister Power, Government of Sikkim.

A. SOM,
Commissioner & Secretary to the Government of Meghalaya,
Power Department.

The 12th August, 2010.

No.POL.354/86/130.—In exercise of the power conferred by Sub-Section (1) of Section 3 of the Meghalaya Essential Maintenance Act, 1980 (No. 23 of 1980) read with the Meghalaya Essential Maintenance (Amendment) Act, 2003, the Governor of Meghalaya being satisfied that in the public interest it is necessary to do so, hereby prohibits strikes by the Shillong Municipal Board Employees Association under Urban Affairs Department within the State of Meghalaya.

This Order shall come into force with immediate effect and will remain in force for a period of six months.

By Order in the name of the Governor of Meghalaya.

Principal Secretary to the Government of Meghalaya,
Political Department.